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 AND UNFAIR COMPETITION LAW  
 AND RELATED LITIGATION  
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 TRUMAN A. HERRON 1935-1976  
 EDWARD B. EVANS 1936-1971

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November 9, 2004

**FACSIMILE COVER SHEET**

To: Examiner Eric W. Thomas

From: Kristi L. Davidson

Fax: (571) 273-1985

Re: Our File: DEVOE-15  
 Serial No. 10/725,625

Pages: 4

*KLD*  
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**MESSAGE/COMMENTS**

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Attached herewith is the Terminal Disclaimer  
 submitted for the above-identified application.

**PLEASE DELIVER IMMEDIATELY TO**  
**EXAMINER ERIC W. THOMAS**

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**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence for Application No. 10/725,625 is being facsimile transmitted to Examiner Eric Thomas, via fax number (571) 273-1985, on November 9, 2004.

  
Kristi L. Davidson, Reg. No. 44,643

11/9/04

Date

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 10/725,625  
Filed: December 2, 2003  
Group Art Unit: 2831  
Examiner: Eric W. Thomas  
Applicant: Devoe et al.  
Title: SINGLE LAYER CAPACITOR  
Confirmation No.: 4950  
Atty Docket No. DEVOE-15

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NOV 09 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

November 9, 2004

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 CFR 1.321(b))**

1. I, Kristi L. Davidson, submit this disclaimer and certificate on behalf of the assignee, Presidio Components, Inc., a Corporation of California having its principal place of business at 7169 Construction Court, San Diego, CA 92121, the Disclaimant herein.

2. I hereby certify that Presidio Components, Inc. is the assignee of the entire right, title and interest in the patent application identified above by virtue of Assignment of record, recorded in the Patent and Trademark Office at Reel/Frame 13099/504. I further certify that I have reviewed all the documents in the chain of title of the patent application identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

3. I am an attorney of record.

**DISCLAIMER**

4. Disclaimant, Presidio Components, Inc. hereby disclaims the terminal portion of the term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,661,539 and U.S. Serial No. 10/694,125. Disclaimant, Presidio Components, Inc., hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,661,539 and U.S. Serial No. 10/694,125, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

5. Disclaimant, Presidio Components, Inc., does not, by this disclaimer, disclaim any part of the term of any patent granted on the above-identified application prior to the expiration date of the full statutory term of United States Patent No. 6,661,539 and U.S. Serial No. 10/694,125, in the event that later such patent expires for failure to pay a maintenance

fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated in whole or in part, prior to expiration of its full statutory term, except for through separation of legal title as stated above.

6. I hereby declare that the statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

**FEE STATUS AND PAYMENT**

7. Disclaimant is a small entity. Upon acceptance of this disclaimer, please charge the \$55 disclaimer fee or any fee deficiency to Deposit Account Number 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

  
By: Kristi L. Davidson  
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